

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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UNITED STATES OF AMERICA, )  
Petitioner, )  
 )  
v. ) M.B.D. No. 05-10061-PBS/JLA  
 )  
ELLEN A. BIOTTI, )  
Respondent. )  
 )

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**MOTION TO WITHDRAW ORDER  
ENFORCING INTERNAL REVENUE SERVICE SUMMONS**

The United States of America, on behalf of its agency, the Internal Revenue Service, and by its attorney, Michael J. Sullivan, United States Attorney for the District of Massachusetts, hereby moves this Court to withdraw its Petition to Enforce Internal Revenue Summons which was filed with this Court on January 31, 2005. This Court issued an Order to Show Cause for the respondent to appear before the Court on March 19, 2005 at 2:15 pm. No service has been made.

The petitioner now seeks to withdraw its petition because the respondent, Ellen A. Biotti, has complied with the Internal Revenue Service Summons.

Respectfully submitted:

MICHAEL J. SULLIVAN,  
United States Attorney

By: /s/ Barbara Healy Smith  
Barbara Healy Smith  
Assistant U.S. Attorney  
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Dated: April 6, 2005